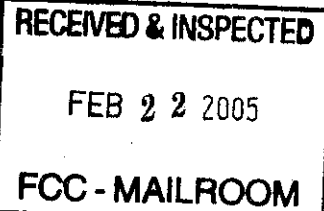


Before the
Federal Communications Commission
Washington D.C. 20554



In the Matter of

Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations.

(Connersville, Madison, and Richmond, Indiana, Erlanger and Lebanon, Kentucky, and Norwood, Ohio; and Lebanon, Lebanon Junction, New Haven, and Springfield, Kentucky)

MB Docket No. 04- 17 RM- 11113 RM- 11114

BLER 20000728AEF Morristown, Indiana

. This procedure is set forth in Section 1.87 of the Commission's rules.

Comments
or alternatively Counterproposal - Petition For Rulemaking

Comes now Indiana Community Radio Corporation ("ICRC") and non commercial WJCF in the above noted matter. The Commission has requested comments and counterproposals. This filing is *supportive* of the PRM, and proposes a *Counter Proposal* to provide first time service for New Whiteland, Indiana. The Counter Proposal can be granted without adversely affecting the NPRM and provide first time service to Whiteland Indiana which has no aural service Licensed to it.

ICRC is Licensee of WJCF Morristown, Indiana which operates on **Channel 201A**. Since the inception of WJCF, ICRC has received complaints of interference to a local Channel 6 station, WRTV Indianapolis.

In addition, WJCF has had reception difficulties in it's City Of License, Morristown, Indiana with reception. This is due specifically to local terrain.

The additional impact of the PRM is that it would create an available allocation at CH 262A for WJCF to relocate to, and allow dual city service to Morristown, Indiana (current Community Of License) and Whiteland, Indiana which has no existing aural FM service licensed to it, as a non commercial educational FM station.

In support of the noted moves associated with the Rule Making and as a result of the downgrade of Channel 262A at Connersville, Indiana, Channel 262A can be allocated to Whiteland/Morristown as a non commercial service and replace the current allotment of CH 201A.

Channel 262A Morristown

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WJCF has reception difficulties in it's City Of License, Morristown, Indiana.

The theoretical 60dbu of WJCF covers Morristown but signal measurements in Morristown, Indiana indicate the signal is less than a 60dbu signal. Engineering analysis determined that this was due to terrain and the many old growth trees in this area.

ICRC has attempted to raise the existing tower for WJCF and has attempted to relocate to another tower. The local zoning authority opposes any tower addition due to the complaints sent to the zoning authority by local residents who note interference to WRTV Channel 6. No height restriction exists for tower structures properly zoned. Despite the proper zoning the local zoning authority will not issue a building permit, which IS required. The local zoning authority has attempted to redact the zoning for the present tower due to interference. This is an ongoing dispute.

The local zoning authority discusses the interference as a basis for preventing any zoning changes including a building permit in public meetings as the reason for thier denial but not in their written denial.

The movement of WJCF appears to be limited to Rush County Indiana and on Channel 201A there is no ability to erect a new tower or modify the existing tower to provide better service to Morristown, Indiana, or modify a Commission License. A modification of the License for WJCF to Channel 262A would be in the Public Interest.

WJCF has had *significant contact* in regards to interference with the audio of WRTV Channel 6 because WJCF is at 88.1 and WRTV audio is at 87.75. Due to changes in the WRTV signal after the Construction Permit for WJCF was issued the WRTV signal is very weak in the area near the WJCF tower. Terrain sheilding to the WRTV tower directly affects the WRTV signal.

Over 600 names were on petitions sent to local government officials regarding interference to WRTV. Local residents do not understand electronics and how a weak television signal contributes to audio reception of WRTV. They believe that the License of WJCF should not have been issued.

WJCF has provided technical support, filters, and other assistance but those who live near the tower have a hatred for the station . This has resulted in vandalism to the building, tower, death threats to station volunteers, and even workers on the WJCF tower who have been shot at. A channel change to 262A for WJCF is in the Public Interest.

WJCF has experienced many difficulties due to the expenses incurred when legal challenges have been made by McGraw Hill, licensee of WRTV. WRTV has hampered the ability of WJCF to make technical changes and has opposed WJCF in many arenas, and also before the Commission.

Commission precedent in this area is specific. Another local noncommercial station, WFIU Bloomington, Indiana, was originally allocated in the reserved band and due to Channel 6 interference the Commission changed the WFIU allocation to Channel 279B in the nonreserved band.

WJCF is interested in digitally broadcasting it's signal. At 88.1 the digital interference on 87.9 will remove Channel 6 from most televisions in the area surrounding the WJCF tower. An allocation change from Channel 201A to Channel 262A is in the Public Interest.

WJCF currently covers 863 square kilometers and has 23,790 persons in it's current 60dbu coverage area. WJCF coverage would increase to 2321.8 square Kilometers and add population to it's 60dbu coverage area to 122,389 persons. ***Nearly 100,000 persons would gain additional coverage from WJCF.*** This would be in the Public interest.

WJCF provides an engineering report on CH 262A that provides facility use coordinatres. At 6kw the allocation is shortspaced to WIFE at Channel **262B** but is not shortspaced to WIFE Norwood Ohio Channel **262A**.

Upon approval of the PRM Counter Proposal WJCF would apply to modify it's current Construction permit, or, alternatively, file a new Construction Permit for the new facilities. ICRC requests the ability to use contour protection in the siting of the Construction Permit.

The NPRM will add additional coverage to persons in both the WIFE and WJCF coverage areas. This is in the Public interest.

The current channel in use by WJCF **Ch 201A** could be used by Hoosier Public Radio Corporation to resolve an Mxed noncommercial time share application. ICRC would support such a change. By letter of support, Hoosier Public Radio Corporation supports this Counter Proposal. This action is in the Public Interest and supported by ICRC in this PRM.

ICRC Hardship

The current operation of WJCF involving volunteers has been difficult to maintain with the interference issues which have faced the station because of poor consumer equipment and line of sight issues related to coverage both in the Community Of License and elsewhere. The instant proposal is in the Public Interest.

Current Proposal

Community	Present Proposed
Connersville, Indiana	262B service deleted

Madison, Indiana *266A *265A
Richmond, Indiana 267B 267B1
Erlanger, Kentucky 265A 266A
Lebanon, Kentucky 265C3 -----
Lebanon Junction, Kentucky 297A 274A
New Haven, Kentucky ----- 297A
Norwood, Ohio ----- 262A
Springfield, Kentucky 274A 265A

Counterproposal or additional benefits of existing proposal

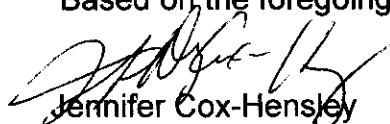
Community Present Proposed
Connersville, Indiana 262B
Madison, Indiana *266A *265A
Richmond, Indiana 267B 267B1
Erlanger, Kentucky 265A 266A
Lebanon, Kentucky 265C3 -----
Lebanon Junction, Kentucky 297A 274A
New Haven, Kentucky ----- 297A
Norwood, Ohio ----- 262A
Springfield, Kentucky 274A 265A
Morristown, Indiana **201A 262A (Non Commercial)**
CH 201A

Conclusion

The Counterproposal submitted by ICRC provides for several benefits: 1) First time Service for Whiteland, Indiana; 2) Increased coverage of listeners of WJCF (nearly 100,000 new persons) ; 3) better coverage of Morristown, Indiana, the WJCF Community Of License; 4) Resolution of Channel 6 issues, which will receive significant interference from WJCF **not if but when Digital Broadcasting is undertaken**; and 5) All the benefits are in The Public Interest and Neccessity.

Indiana Community Radio Corporation is one of a very few broadcast operations in the United States operated and headed by a female broadcaster. This move would assist in the resolution of long time problems for the station and allow for the potential for station growth.

Based on the foregoing facts the ICRC Counterproposal is in the Public Interest.


Jennifer Cox-Hensley
WJCF

15 WOOD ST
GREENFIELD IN
46140

Declaration Of Jennifer Cox-Hensley

I am Jennifer Cox-Hensley. I have submitted a Counterproposal on behalf of Indiana Community Radio Corporation. I affirm under penalty of perjury that the statements herein to be true and correct.



Certificate of Service

A Copy of this Petition was mailed first class postage to :

The Federal Communications Commission, Office of the Secretary, 445 Twelfth Street, SW, TW- A325, Washington, D. C. 20554 9original and 4 copies) . Additionally: Mark N. Lipp, Esq. John F. Garziglia, Esq. J. Thomas Nolan, Esq. Howard Barr, Esq. Scott Woodworth, Esq. Counsel for Washington County CBC, Inc. Counsel for Rodgers Broadcasting Corporation Elizabethtown CBC, Inc. and CBC of Marion Vinson & Elkins, LLP County, Inc. 1455 Pennsylvania Avenue, N. W. Womble Carlyle Sandridge & Rice, PLLC Washington, D. C. 20004 1401 Eye Street, N. W. Seventh Floor Washington, D. C. 20005 15.



Indiana Community Radio Corporation Allocation Report

Supporting Documentation for Counterproposal

WJCF 60dbu City Of License Coverage Map WJCF 201A and 262A 60dbu Contour Profiles

ComStudy 2.2 search of Channel 262A (100.3 MHz Class A) at

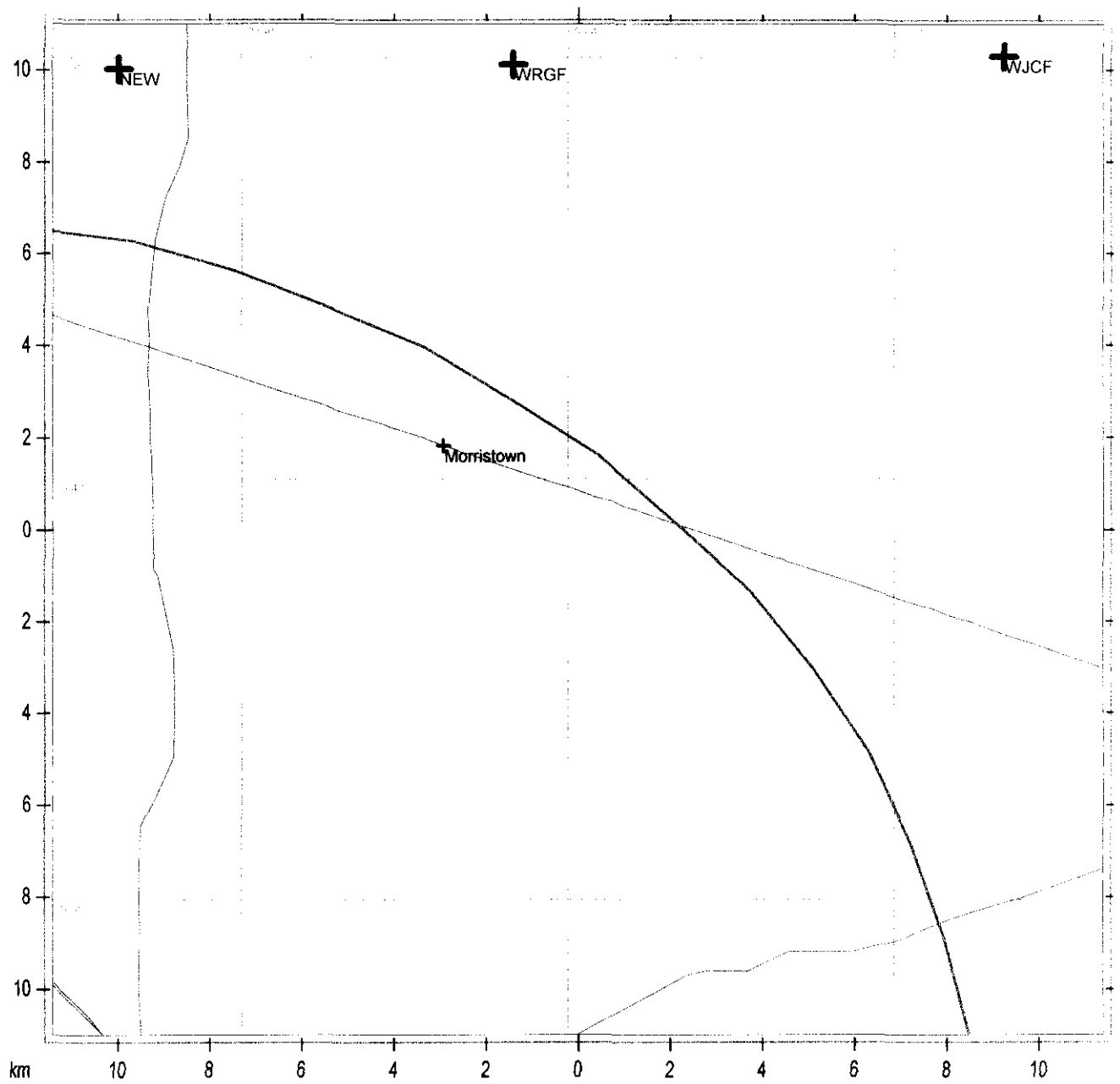
Allocation Coordinates (Use) **39-28-57.8 N, 85-49-50.2 W.**

CH 201A to CH 262A Noncommercial 2321.8 Square Kilometers

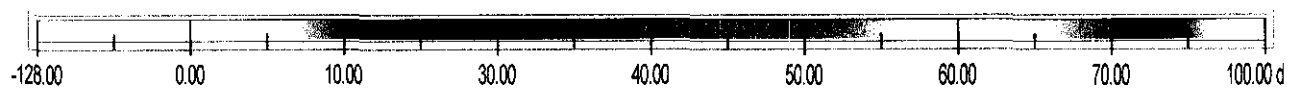
122,389 Persons 60dbu Contour

CALL	CITY	ST	CHN	CL	DIST	S	BRNG	CLEARANCE
	CONNERSVILLE	IN	262	B	61.31178.00	78.7	-116.7	PRM DELETE
	SPEEDWAY	IN	265	A	46.7431.00	292.5	15.7	
	NORWOOD	OH	262	A	117.68115.00	118.6	2.7	PRM CLEAR
	MORRISTOWN	IN	262A					PRM USE
NEW	BLOOMINGTON	IN	262	LP100	70.0967.00	241.3	3.1	
NEW	BLOOMINGTON	IN	262	LP100	68.4767.00	241.1	1.5	
NEW	BOGGSTOWN	IN	264	D	11.170.00	268.0	11.2	
NEW	COLUMBUS	IN	260	D	33.620.00	217.4	33.6	
NEW	COLUMBUS	IN	260	D	34.440.00	215.8	34.4	
NEW	COLUMBUS	IN	261	D	34.500.00	208.5	34.5	
NEW	EDINBURGH	IN	262	D	14.860.00	229.5	14.9	
NEW	FRANKLIN	IN	263	D	19.240.00	256.2	19.2	
NEW	GREENFIELD	IN	264	D	29.730.00	321.3	29.7	
NEW	GREENFIELD	IN	264	D	34.140.00	329.2	34.1	
NEW	GREENWOOD	IN	262	D	28.940.00	277.3	28.9	
NEW	GREENWOOD	IN	264	D	28.940.00	277.3	28.9	
NEW	INDIANAPOLIS SOUTH	IN	262	D	37.130.00	288.8	37.1	
NEW	MT COMFORT	IN	262	D	39.370.00	317.2	39.4	
NEW	NEW PALESTINE	IN	262	D	27.000.00	304.0	27.0	
NEW	NEW PALESTINE	IN	264	D	27.000.00	304.0	27.0	
NEW	NORRISTOWN	IN	263	D	14.330.00	211.6	14.3	
NEW	SHELBYVILLE	IN	264	D	11.580.00	251.2	11.6	
NEW	WHITELAND	IN	261	D	18.910.00	266.1	18.9	
W264AL	COLUMBUS	IN	264	D	33.620.00	217.4	33.6	
WFCI	FRANKLIN	IN	208	A	28.5310.00	249.5	18.5	
WFCI	FRANKLIN	IN	208	A	28.5310.00	249.5	18.5	
WIFE	CONNERSVILLE	IN	262	B	61.13178.00	78.5	-116.9	PRM Delete
WIFE	CONNERSVILLE	IN	262	B	61.31178.00	78.7	-116.7	PRM Delete
WRGF	GREENFIELD	IN	209	A	32.2110.00	339.8	22.2	
WTFX-FM	LOUISVILLE	KY	263	C2	145.75106.00	177.6	39.8	
WWKI	KOKOMO	IN	263	B	108.95113.00	339.1	-4.0	
WWKI	KOKOMO	IN	263	B	108.95113.00	339.1	-4.0	
WYJZ	LEBANON	IN	265	A	68.1231.00	299.7	37.1	
WYJZ	SPEEDWAY	IN	265	A	41.1431.00	302.1	10.1	
WYJZ	SPEEDWAY	IN	265	A	41.1431.00	302.1	10.1	

WJCF 60dbu City Of License Coverage

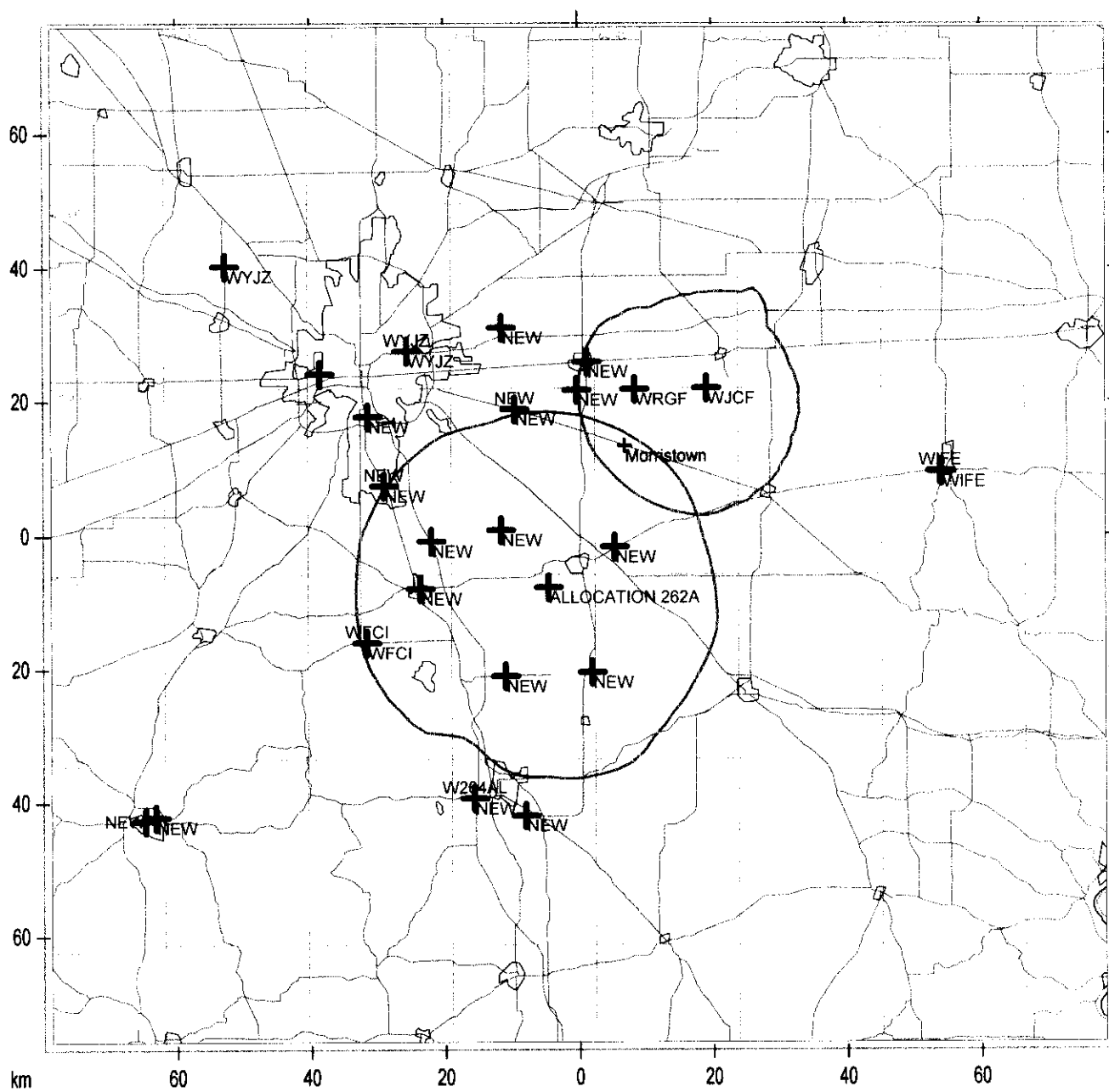


CH 262A Noncommercial Allocation



State Borders City Borders Highways Lat/Lon Grid

WJCF 201A and 262A 60dbu Contour Profiles



CH 201A and CH 262A Noncommercial Allocation



State Borders City Borders Highways Lat/Lon Grid

Map Scale: 1:958826 1 cm = 9.59 km V/H Size: 151.67 x 157.28 km